

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Corves K. Gilmore,

Case No.: 2:23-cv-01949-JAD-EJY

Petitioner

V.

Deputy Chief Haas,

Respondent

**Order Dismissing Case for Failure to
Submit Application to Proceed *In Forma
Pauperis* or Pay Filing Fee**

On January 16, 2024, the court ordered petitioner to either file a fully completed

10 application to proceed *in forma pauperis* (ifp) or pay the \$5.00 filing fee by February 16, 2024.
11 ECF No. 2. Unfortunately, this matter has not been properly commenced because petitioner has
12 not filed an application to proceed *in forma pauperis* or paid the filing fee.

13 For this reason, IT IS ORDERED that **this action is DISMISSED** without prejudice to
14 the petitioner's ability to file a **new** habeas petition in a **new** action with either the \$5.00 filing
15 fee or a completed application to proceed *in forma pauperis*.

16 IT IS FURTHER ORDERED that a certificate of appealability is denied because jurists
17 of reason would not find the court's dismissal of this improperly commenced action without
18 prejudice to be debatable or incorrect.

19 The Clerk of Court is directed to **ENTER JUDGMENT** accordingly and **CLOSE THIS**
20 **CASE.**

U.S. District Judge Jennifer A. Dorsey
March 28, 2024